

SUPPLEMENTAL AGREEMENT NO. 2

THIS SUPPLEMENTAL AGREEMENT, made and entered into this _____ day of _____, 2009, by and between the West Lafayette Board of Public Works and Safety, hereinafter referred to as the "**LOCAL PUBLIC AGENCY**" and Butler, Fairman and Seufert, Inc., Indianapolis, Indiana, Consulting Engineers, hereinafter referred to as the "**ENGINEER**".

WITNESSETH

WHEREAS, on September 12, 2006, the **LOCAL PUBLIC AGENCY** entered into an Agreement with the **ENGINEER** for services required for development of Contract Plans for the reconstruction of Perimeter Parkway, Phase 1A, for the West Lafayette/Purdue University Area; Project No. DEM-IN(); Designation No. 0501163.

WHEREAS, the parties hereto agree that Right-of-Way Engineering Services shall be required for the project,

NOW, THEREFORE, the parties agree that the September 12, 2006, Agreement be modified by this Supplemental Agreement No. 2; therefore, the compensation for Right-of-Way Engineering services shall be added to the Agreement increasing the amount by a lump sum fee of \$38,000.00 from \$669,370.00 to an amount not-to-exceed \$707,370.00.

IN TESTIMONY WHEREOF, the parties hereto have executed this Supplemental Agreement.

ENGINEER

BUTLER, FAIRMAN and SEUFERT, INC.

LOCAL PUBLIC AGENCY

BOARD OF PUBLIC WORKS & SAFETY
CITY OF WEST LAFAYETTE

John W. Brand, President

John R. Dennis, President

Bradley W. Marley, Member

Susan K. Goldman, Member

Attest:

Attest: _____

Bradley D. Watson, Executive V.P.

Judith C. Rhodes, Clerk-Treasurer

CONSULTANT PROPOSAL

Supplemental Scope of Services

The **CONSULTANT** shall provide RIGHT-OF-WAY ENGINEERING in accordance with the procedures and standards as indicated in the Indiana Department of Transportation, Land Acquisition Division, Right-of-Way Engineering Procedures Manual including the following:

1. Provide a Location Control Route Survey per Title 865, Indiana Administrative Code.
2. Provide a documented 20-year title search (T&E Report) prepared by a professional abstractor for each parcel.
3. Provide legal descriptions and transfer documents for each parcel as well as Right-of-Way Plans for the phase. The descriptions shall be prepared and certified by an Indiana Registered Land Surveyor.
4. Provide parcel staking.

The **CONSULTANT** shall provide an APPRAISAL PROBLEM ANALYSIS prepared by an appraiser as approved by the Indiana Department of Transportation (INDOT) as follows:

5. Examine the right-of-way plans and determine the extent of the taking;
6. Perform an on-site inspection of each parcel requiring right-of-way acquisition;
7. Determine the type of appraisal needed for each parcel according to FHWA Regulations (49 CFR Part 24, dated March 2, 1989 and as amended February 3, 2005);
8. Complete an Appraisal Problem Analysis form for each parcel to be acquired;
9. Prepare a Summary Sheet setting out:
 - a. Parcel Number
 - b. Name of Owner
 - c. Size of Property
 - d. Amount of right-of-way to be acquired
 - e. Types of right-of-way to be acquired
 - f. Recommended appraisal form
10. Transmit three copies of the completed report to **CONSULTANT** for submission to the **LOCAL PUBLIC AGENCY** and INDOT for review and acceptance.

SUPPLEMENTAL FEE SCHEDULE

Task	Structure	Fee
Location Control Route Survey	Lump Sum	\$4,000.00
T&E Reports	Lump Sum	\$2,500.00
R/W Engineering	Lump Sum	\$26,250.00
Staking	Lump Sum	\$3,750.00
Appraisal Problem Analysis	Lump Sum	\$1,500.00
TOTAL		\$38,000.00

**SUPPLEMENTAL AGREEMENT NO. 2
PROJECT NO. DEM-IN (); DES NO. 0501163
WEST LAFAYETTE PERIMETER PARKWAY**

SUMMARY OF SUPPLEMENTED FEE SCHEDULE

Fee Schedule Summary	Original Agreement	Supplement No. 1	Proposed Supplement No. 2
a. Survey	\$97,500.00		
b. Design Summary Report	6,000.00		
c. Public Hearing (includes Hearing Transcript)	25,600.00		
d. Environmental Services, Level 4 Cat. Exclusion	40,650.00		
e. Conceptual Plan	36,400.00		
f. Utility Plan	26,000.00		
g. Road Design and Plans	399,100.00		
h. Site Assessment (Phases I and II)	11,900.00	\$26,220.00	\$38,000.00
i. Geotechnical Investigation			
j. Right-of-Way Engineering			
Subtotal	\$643,150.00	\$26,220.00	\$38,000.00
Total		\$669,370.00	\$707,370.00